

ORDINANCE NO. 3843

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, TO AUTHORIZE AND APPROVE THE GRANTING OF A POWER DISTRIBUTION EASEMENT TO SALT RIVER PROJECT AT TRACT A, LOCATED ON THE SOUTH SIDE OF PALOMINO DRIVE, IN THE MASTERCRAFT EAST SUBDIVISION, EAST OF ALMA SCHOOL ROAD BETWEEN ELLIOT AND WARNER ROADS, WITH COMPENSATION TO THE CITY IN THE AMOUNT OF \$750.00.

WHEREAS, in order to accommodate a Salt River Project electrical equipment upgrade project, a new underground power easement is required for installation of a new electrical pad; and

WHEREAS, a new Salt River Project underground power easement pad will allow facility alignment with the existing SRP underground service line; and

WHEREAS, Salt River Project has no existing rights at the requested site, city-owned Tract B; and

WHEREAS, Salt River Project requires this new power distribution easement for proposed upgrades and revamp of its electrical service to residents of Mastercraft East subdivision; and

WHEREAS, the City of Chandler is willing to grant this new easement to Salt River Project to accommodate a power distribution easement for upgraded electrical service for a fee of Seven Hundred and Fifty Dollars (\$750.00), the fair market value,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

Section 1. That the City Council of the City of Chandler, Arizona authorizes and approves the granting of a power distribution easement to Salt River Project, through, over, under and across that certain property described in Exhibits "A" and "B", attached hereto and made a part hereof by this reference.

Section 2. That the granting of said power distribution easement shall be in the form approved by the City Attorney.

Section 3. That the Mayor of the City of Chandler, Arizona, is hereby authorized to execute the easement documents on behalf of the City.

INTRODUCED AND TENTATIVELY APPROVED by the City Council this _____ day of _____, 2006.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council this _____ day of _____, 2006.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 3843 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the _____ day of _____, 2006, and that a quorum was present thereat.

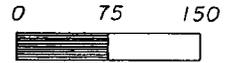
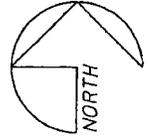
CITY CLERK

APPROVED AS TO FORM:

GAB
CITY ATTORNEY

EXHIBIT "A"

L1
S44° 20' 16"W
28.46' (R)



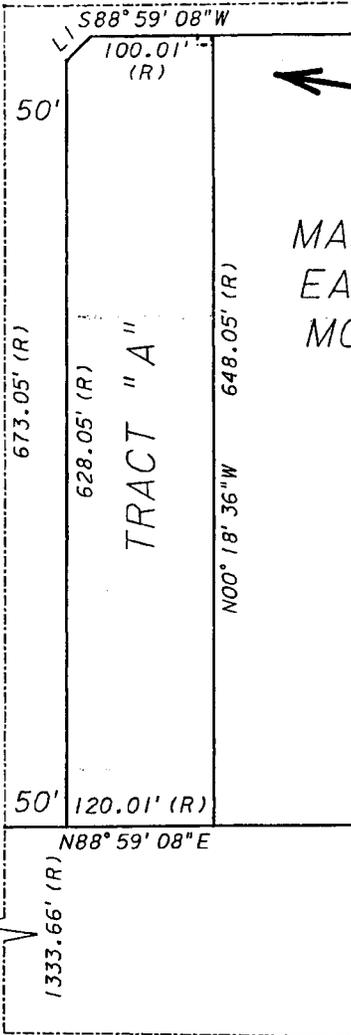
PALOMINO DR.

ALMA SCHOOL RD.

(BASIS OF BEARINGS)
N00° 18' 36"W 2006.71' (R)
673.05' (R)

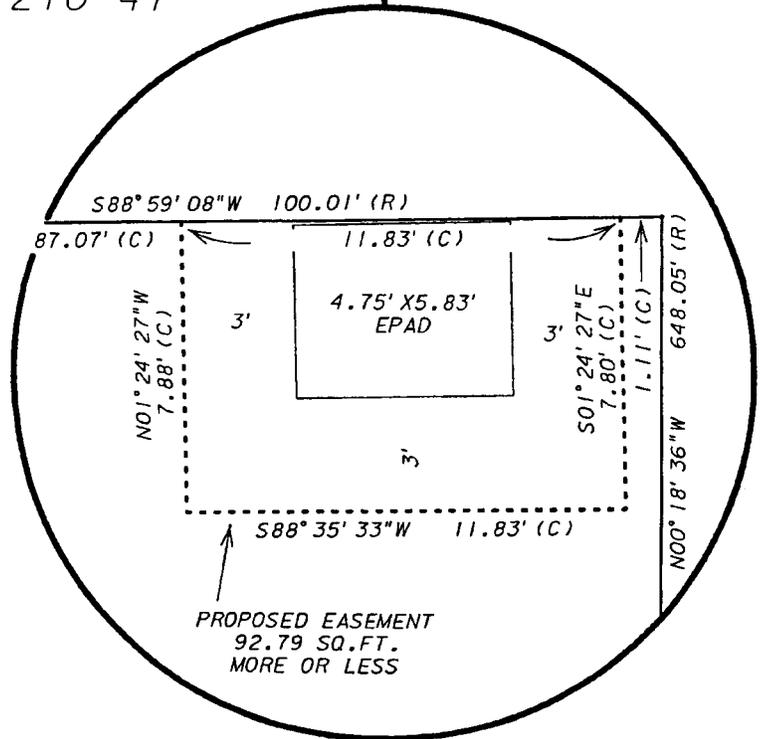
TRACT "A"

MASTERCRAFT
EAST UNIT 1
MCR 210-47



SWCOR
SEC 16

WARNER RD.



NOT TO SCALE

LEGEND

NOTE: SYMBOLS MAY NOT BE TO DRAWING SCALE, SO AS TO BETTER ENHANCE GRAPHICAL REPRESENTATION

- SECTION AND CENTERLINE
- PROPERTY LINE
- - - - - LIMITS OF EASEMENT

CAUTION

THE EASEMENT LOCATION AS HEREON DELINEATED MAY CONTAIN HIGH VOLTAGE ELECTRICAL EQUIPMENT, NOTICE IS HEREBY GIVEN THAT THE LOCATION OF UNDERGROUND ELECTRICAL CONDUCTORS OR FACILITIES MUST BE VERIFIED AS REQUIRED BY ARIZONA REVISED STATUTES, SECTION 40-380.21, ET. SEQ., ARIZONA BLUE STAKE LAW, PRIOR TO ANY EXCAVATION.

NOTE: THIS EXHIBIT IS INTENDED TO ACCOMPANY AN EASEMENT, IT IS NOT A SURVEY AND SHOULD NOT BE CONSTRUED AS SUCH.

EQUIPMENT PAD(S) ARE A PART OF THE EASEMENT UNLESS OTHERWISE NOTED.

SALT RIVER PROJECT A.I.
& POWER DISTRICT
MARICOPA COUNTY, ARIZONA

B.O.C. ALMA SCH./WARNER
SW 1/4, SEC 16, T1S, R5E

UNDERGROUND ELECTRIC
POWER LINE RIGHT-OF-WAY

DESIGNED	ARUSI	AGENT	MESSINA
DRAWN	G.GREEN	APPROVED:	
DATE	11-15-06		
SCALE	1" = 150'	SHEET	1 OF 1

SRP JOB
#KER-421

EXHIBIT "B"

UG
RW# 1421
Job #KER-421
Maricopa County 302-27-246

CITY OF CHANDLER, an Arizona Municipal Corporation

Grantor's Property:

Tract A, **MASTERCRAFT EAST UNIT 1**, a subdivision recorded in Book 210 of Maps, Page 47, on the records of the Maricopa County Recorder's Office and Special Warranty Deed Instrument # Dkt.15846 Page 1194 records of Maricopa County, Arizona, and more particularly described as follows:

COMMENCING at the Southwest corner of Section 16, Township 1 South, Range 5 East; thence North 00 degrees 18 minutes 36 seconds West (assumed bearing) a distance of 1333.66 feet; thence North 88 degrees 59 minutes 08 seconds East a distance of 50.00 feet to the **POINT OF BEGINNING**; thence continuing North 88 degrees 59 minutes 08 seconds East a distance of 120.01 feet; thence North 00 degrees 18 minutes 36 seconds West a distance of 648.05 feet; thence South 88 degrees 59 minutes 08 seconds West a distance of 100.01 feet; thence South 44 degrees 20 minutes 16 seconds West a distance of 28.46 feet; thence South 00 degrees 18 minutes 36 seconds East a distance of 628.05 feet to the **POINT OF BEGINNING**.

Easement Parcel:

COMMENCING at the Northeast corner of the above described Tract A; thence South 88 degrees 59 minutes 08 seconds West a distance of 1.11 feet to the **POINT OF BEGINNING** of the herein described easement; thence South 01 degrees 24 minutes 27 seconds East a distance of 7.80 feet; thence South 88 degrees 35 minutes 33 seconds West a distance of 11.83 feet; thence North 01 degrees 24 min27 seconds West a distance of 7.88 feet; thence North 88 degrees 59 minutes 08 seconds East a distance of 11.83 feet to the **POINT OF BEGINNING** of the herein described easement.



Rev 12/06 Mail

WHEN RECORDED MAIL TO:

SALT RIVER PROJECT
Land Department/PAB350
P. O. Box 52025
Phoenix, Arizona 85072-2025

OED 3843

POWER DISTRIBUTION EASEMENT

Maricopa County
Parcel # 302-27-246

R/W # 1421 Agt. JMM
Job # KER-421

W  C 

**CITY OF CHANDLER,
an Arizona Municipal Corporation**

hereinafter called Grantor, for and in consideration of the sum of One Dollar, and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant and convey to **SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT**, an agricultural improvement district organized and existing under the laws of the State of Arizona, its agents, employees, contractors and permittees and its and their respective successors and assigns, hereinafter called the Grantee, a non-exclusive easement in, upon, over, under, across, through and along the lands hereinafter described (such lands hereinafter described being sometimes referred to herein as the "Easement Parcel") to construct, install, reconstruct, replace, remove, repair, operate and maintain underground electrical conductors, conduits, pipes, cables, vaults, pads, switching equipment, enclosures, manholes and transformers and all other appliances, appurtenances and fixtures (collectively "Facilities") for the transmission and distribution of electricity and for all other purposes connected therewith at such locations and elevations, in, upon, over, under, across, through and along the Easement Parcel as Grantee may now or hereafter deem convenient or necessary from time to time, together with the right of ingress and egress to, from, across and along the Grantor's Property.

The lands in, upon, over, under, across, through and along which this easement is granted are situated in the County of Maricopa, State of Arizona, and are more particularly described as:

**SEE EXHIBIT "A" and "B" ATTACHED HERETO AND BY
THIS REFERENCE MADE A PART HEREOF.**

CAUTION: Facilities placed within the Easement Parcel may contain high voltage electrical equipment. Notice is hereby given that the location of underground electrical conductors or facilities must be verified as required by Arizona Revised Statutes, Section 40-360.21, et. seq., Arizona Blue Stake Law, prior to any excavation.

Grantor shall maintain a clear area that extends 3.00 feet from and around all edges of all transformer pads and other equipment pads. No obstruction, trees, shrubs, fixtures or permanent structures shall be placed within said clear area.

Grantor shall not construct, install or place, or permit to be constructed, installed or placed any building or other structure, plant any trees, drill any well, store materials of any kind, or alter ground level by cut or fill, within the area of the Easement Parcel.

Grantee shall have the right (but not the obligation) to trim, cut and clear away trees, brush or other vegetation on, the Easement Parcel whenever in its judgment the same shall be necessary for the convenient and safe exercise of the rights herein granted.

In the event Grantee records a document to formally abandon the easement granted herein, all Grantee's rights hereunder shall cease, except the right to remove any and all property placed upon the Easement Parcel within a reasonable time subsequent to such abandonment.

The covenants and agreements herein set forth shall extend and inure in favor and to the benefit of and shall be binding on the heirs, administrators, executors, personal representatives, legal representatives, successors (including successors in ownership and estate), assigns and lessees of the Grantor and Grantee.

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